



REGISTRAR OF REGULATIONS

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COMMONWEALTH of VIRGINIA

Department of Health
DIVISION OF SHELLFISH SANITATION
109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487

Fax: 804-864-7481

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 004-082, NOMINI CREEK

EFFECTIVE 27 JANUARY 2006

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 004-082, Nomini Creek," effective 12 May 2005, is cancelled effective 27 January 2006.
2. Condemned Shellfish Area Number 004-082, shown as Sections A, B, C, D, E, F and G, is established, effective 27 January 2006. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas, for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Nomini Creek, Condemned Shellfish Area Number 004-082, 27 January 2006" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 004-082

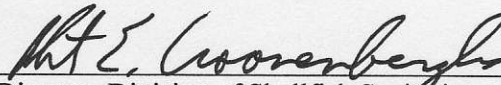
- A. The condemned area shall include all of the North Prong of Buckner Creek lying upstream of a line drawn from latitude/longitude map coordinate (38°08'29.0", -76°42'44.1") to map coordinate (38°08'25.9", -76°42'37.6").
- B. The condemned area shall include that portion of Buckner Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°07'53.9", -76°42'34.7") to map coordinate (38°07'54.3", -76°42'27.2").
- C. The condemned area shall include all of Jules Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'52.2", -76°42'29.5") to map coordinate (38°06'49.2", -76°42'33.1").
- D. The condemned area shall include all of Davis Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'07.6", -76°42'52.3") to map coordinate (38°06'06.2", -76°42'53.5").



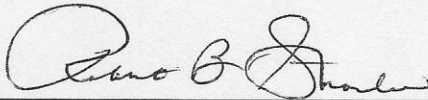
www.vdh.virginia.gov/shellfish

- E. The condemned area shall include all of Pierce Creek and all of that portion of Nomini Creek and their tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'13.7", -76°43'15.7") to map coordinate (38°06'25.3", -76°43'10.8").
- F. The condemned area shall include all of Barnes Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'36.6", -76°43'04.4") to map coordinate (38°06'43.8", -76°42'55.2"), as well as upstream of a line drawn from map coordinate (38°06'47.3", -76°42'55.0") to map coordinate (38°06'48.8", -76°42'56.4").
- G. The condemned area shall include all of Mathews Cove and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°07'35.6", -76°43'20.5") to map coordinate (38°07'41.4", -76°43'21.0").

Recommended by:


Director, Division of Shellfish Sanitation

Ordered by:


State Health Commissioner

01/10/2006
Date

**Virginia Department of Health
Nomini Creek
Condemned Shellfish Area
Number 004-082
27 January 2006**

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